

House Engrossed Senate Bill

FILED

**JANICE K. BREWER
SECRETARY OF STATE**

State of Arizona
Senate
Forty-seventh Legislature
Second Regular Session
2006

CHAPTER 374

SENATE BILL 1468

AN ACT

AMENDING TITLE 41, CHAPTER 3, ARTICLE 1.1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 41-511.15; MAKING APPROPRIATIONS; RELATING TO TRAILS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 41, chapter 3, article 1.1, Arizona Revised Statutes,
3 is amended by adding section 41-511.15, to read:

4 41-511.15. Arizona trail; fund; definition

5 A. THE ARIZONA TRAIL IS DESIGNATED AS A STATE SCENIC TRAIL TO
6 MEMORIALIZE FORMER UNITED STATES CONGRESSMAN BOB STUMP FOR HIS SIGNIFICANT
7 CONTRIBUTIONS TO THE TRAILS AND PEOPLE OF THIS STATE.

8 B. THE ARIZONA STATE PARKS BOARD SHALL:

9 1. PARTICIPATE IN PLANNING, ESTABLISHING, DEVELOPING, MAINTAINING AND
10 PRESERVING THE TRAIL.

11 2. PROVIDE INFORMATION TO ANY PERSON INVOLVED IN PLANNING,
12 ESTABLISHING, DEVELOPING OR MAINTAINING THE TRAIL REGARDING THE DESIGN,
13 CORRIDORS, SIGNS, INTERPRETIVE MARKERS HIGHLIGHTING SPECIAL AREAS AND
14 HISTORIC USES AND ANY OTHER ASPECT OF THE TRAIL TO PROMOTE UNIFORMITY OF
15 DEVELOPMENT, MAINTENANCE AND PRESERVATION.

16 3. ENCOURAGE COUNTIES, CITIES AND TOWNS TO ADAPT THEIR GENERAL AND
17 COMPREHENSIVE PLANS TO PRESERVE THE TRAIL RIGHT-OF-WAY AND TO ACQUIRE
18 PROPERTY OR LEGAL INTERESTS IN PROPERTY TO ENSURE THE TRAIL'S CONTINUED
19 EXISTENCE IN A PERMANENT LOCATION.

20 4. IN COOPERATION WITH FEDERAL AND STATE LAND MANAGEMENT AGENCIES,
21 PREPARE A TRAIL MANAGEMENT PLAN AND A PLAN FOR INTERPRETIVE MARKERS FOR THE
22 TRAIL.

23 5. COORDINATE THE BOARD'S TRAIL PLAN WITH FEDERAL, STATE AND LOCAL
24 ACTIVITIES AND LAND USES THAT MAY AFFECT THE TRAIL AND WITH PRIVATE NONPROFIT
25 SUPPORT ORGANIZATIONS TO ASSIST IN PLANNING, DEVELOPING, PROMOTING AND
26 PRESERVING THE TRAIL.

27 6. ACCEPT GIFTS AND GRANTS OF PRIVATE AND PUBLIC MONIES FOR THE
28 PURPOSES OF THIS SECTION. MONIES RECEIVED PURSUANT TO THIS PARAGRAPH SHALL
29 BE DEPOSITED IN THE ARIZONA TRAIL FUND.

30 C. THE TRAIL SHALL BE PLANNED AND DESIGNED FOR ALL NONMOTORIZED
31 RECREATIONAL USES, INCLUDING HIKING, BIKING, HORSEBACK AND PACK STOCK USE,
32 CROSS COUNTRY SKIING, SNOW SHOEING AND CAMPING.

33 D. AN AGENCY OF THIS STATE OR OF A COUNTY, CITY OR TOWN MAY NOT REFUSE
34 TO PERMIT CONSTRUCTION OF THE TRAIL ON PROPERTY OR RIGHTS-OF-WAY OWNED OR
35 MANAGED BY THE AGENCY IF THE TRAIL DOES NOT CONFLICT WITH EXISTING OR
36 PROPOSED USES OF THE PROPERTY. EACH SUCH AGENCY SHALL:

37 1. SUPPORT THE CONSTRUCTION OF THE TRAIL IN THE AGENCY'S LONG-TERM
38 PLANS FOR ITS PROPERTY.

39 2. SUPPORT THE DESIGNATION OF THE TRAIL AS A PART OF THE NATIONAL
40 TRAIL SYSTEM.

41 3. ACCOMMODATE FACILITIES FOR THE SAFE TRAIL CROSSING OF HIGHWAY
42 RIGHTS-OF-WAY.

1 4. NOT INFRINGE ON EXISTING LAND USES, SUCH AS CATTLE GRAZING OR
2 MINERAL DEVELOPMENT, THAT ARE NEAR TO OR ADJOIN THE TRAIL. THIS PARAGRAPH
3 DOES NOT AUTHORIZE ANY PERSON USING PUBLIC LANDS UNDER A PERMIT OR LEASE TO
4 INTERFERE WITH THE USE, MAINTENANCE OR OPERATION OF THE ARIZONA TRAIL.

5 E. THE ARIZONA TRAIL FUND IS ESTABLISHED CONSISTING OF LEGISLATIVE
6 APPROPRIATIONS AND DONATIONS TO THE FUND. THE ARIZONA STATE PARKS BOARD
7 SHALL ADMINISTER THE FUND. THE MONIES IN THE FUND ARE CONTINUOUSLY
8 APPROPRIATED FOR THE SOLE PURPOSE OF MAINTAINING AND PRESERVING THE ARIZONA
9 TRAIL.

10 F. FOR THE PURPOSES OF THIS SECTION, "ARIZONA TRAIL" MEANS A STATE
11 SCENIC TRAIL THAT EXTENDS APPROXIMATELY EIGHT HUNDRED MILES BETWEEN THE
12 SOUTHERN BORDER AND THE NORTHERN BORDER OF THIS STATE.

13 Sec. 2. State parks board; Arizona trail fund; appropriation

14 The sum of \$250,000 is appropriated from the state general fund in
15 fiscal year 2006-2007 to the Arizona state parks board for deposit in the
16 Arizona trail fund established by this act.

APPROVED BY THE GOVERNOR JUNE 21, 2006.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 21, 2006.